(3,46)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) 4192 of 2005

PETITIONER : Smt. Babita Bani age 31 years Wife of Shri Jagdish Bani Posted as – Assistant Teacher at – Balak Primary school, Faraswani, T.D. Block – Kartala District – Korba (C.G.) R/o- Faraswani (Korba)

VERSUS

RESPONDENTS : 1. State of Chhattisgarh through the Secretary Adim Jati and Anusuchit Jati Vibhag D.K.S. Bhawan, Raipur.

2. Assistant Commissioner Tribal Development Korba (C.G.)

3. The Collector (Tribal Development) District – Korba (C.G.)

4. Smt. Sanju Mahant Assistant Teacher Balalk Primary School Faraswani, Dist. Korba (C.G.)

Present: Shri R.K.Kesharwani, Advocate for the petitioner.
Shri Sushil Dubey, Govt. Advocate for the State/respondent No. 1 to 3.
None for respondent No. 4.

ORDER
(Passed on 22nd of March, 2007)

The following order of the Court is passed by **Satish K.Agnihotri, J.**

1. The petitioner has filed this petition challenging the transfer order dated 31.10.2001. By virtue of the interim stay granted by the

Madhya Pradesh Administrative Tribunal at Raipur the petitioner is continuing at the original place of posting.

2. Be that as it may, with the passage of time this petition has become infructuous as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.

3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur